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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 GLEN CALDWELL,

11 Plaintiff,

No. CIV S-04-2693 MCE GGH PS

12 vs.

13 CHAN, et al.,

14 Defendants.

ORDER

15 \_\_\_\_\_/  
16 By order filed December 23, 2004, plaintiff's complaint was dismissed and thirty  
17 days leave to file an amended complaint was granted. After the thirty day period expired without  
18 an amended complaint having been filed, the court issued findings and recommendations  
19 recommending dismissal. On February 22, 2005, plaintiff filed objections which are mostly  
20 unintelligible but which appear to indicate that plaintiff wishes to pursue his case. If plaintiff  
21 intended to state in the objections that he filed an amended complaint, the docket does not reflect  
22 any such filing. Plaintiff will be given one more opportunity, however, to file an amended  
23 complaint.

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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations, filed February 15, 2005 are vacated;

2. Plaintiff is granted thirty days from this order to file an amended complaint. Failure to  
comply with this order will result in a recommendation that the action be dismissed.

DATED: 5/3/05

/s/ Gregory G. Hollows

UNITED STATES MAGISTRATE JUDGE

GGH:076  
cald2693.vac